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Attorney for Juan Alfredo Bermudez

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR-05-00118-MMC
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING COURT HEARING
Vs.)	
)	Honorable Maxine M. Chesney
JUAN ALFREDO BERMUDEZ and)	
)	
JOSE JAIME CARDENAS,)	Excl. Time: 18 USC 3161(h)(8)(A)
)	
Defendants.)	
)	
)	

Defendants Juan Alfred Bermudez and Jose Jaime Cardenas by and through their respective attorneys, Steven F. Gruel and Claire Leary, and the United States of America, by and through its attorney, C. David Hall, Assistant United States Attorney, hereby stipulates and requests that the hearing date currently scheduled for November 4, 2009 at 2:30p.m. be continued to March 31, 2010 at 2:30 p.m. The parties stipulate that good cause and excludable time under the Speedy Trial Act justify and permit the continuance to March 31, 2010. Specifically, the parties are still

STIPULATION AND [PROPOSED] ORDER CONTINUING COURT

1 discussing a resolution in this case which also entails discussions pertaining to the immigration
2 consequences for each defendant.

3 Furthermore, defendant Juan Alfredo Bermudez' health concerns require further treatment
4 resulting. Specifically, Mr. Bermudez is undergoing continued radiation and chemotherapy for
5 prostrate and rectal cancer making him medically unavailable to attend the November 4, 2009
6 hearing.

7 SO STIPULATED:

8
9 DATED: 10/30/09

_____/s/_____
STEVEN F. GRUEL
Attorney for Juan Alfredo Bermudez

10
11
12 DATED: 10/30/09

_____/s/_____
CLAIRE LEARY
Attorney for Jose Jaime Cardenas

13
14 DATED: 10/30/09

_____/s/_____
DAVID HALL
Assistant United States Attorney

15
16
17 ~~PROPOSED~~ ORDER

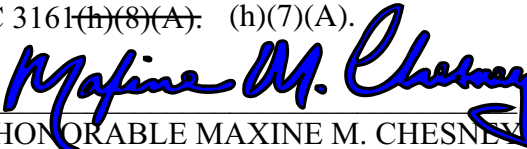
18 PREDICATED on the above stipulation and GOOD CAUSE APPEARING,
19 the hearing date of November 4, 2009 is hereby continued to ^{December 9, 2009} ~~March 31, 2010~~ at 2:30 p.m.

20 FURTHER, as stipulated by the parties, the Court finds that the time from November 4,
21 ^{December 9, 2009} ~~2009 to March 31, 2010~~ shall and hereby does constitute excludable time under the Speedy Trial

22 Act in accordance with 18 USC 3161(h)(8)(A). (h)(7)(A).

23 IT IS SO ORDERED.

24 Dated: November 3, 2009


HONORABLE MAXINE M. CHESNEY
United States District Court

25
26 STIPULATION AND [PROPOSED] ORDER CONTINUING COURT